

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. A-71339/RFT/TAL/NBC

Anticipated Classification of this Application:

Class: Subclass:

Application

Examiner:

Art Unit:

## Box PATENT APPLICATION

Assistant Commissioner for Patents  
Washington, DC 20231

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NUMBER **EV047414708US**

DATE OF DEPOSIT **11 March 2002**

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

TYPED NAME **NANCY CAPPS**

SIGNED

*Nancy Capps*

10/098514

U.S. PTO

03/11/02

Sir:

This is a request for filing an

- ☐ Original
- ☐ Continuation
- ☐ Divisional
- ☒ Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of

**Sandra P. CHANG; David A. CHRISTOPHER; Benjamin VINE; Wei-Wen Su; and Robert Bugos**

(Names of ALL Applicants)

for **Plasmodium Falciparum Merozoite Surface Protein-1 Malaria Produced in Transgenic Plants**

(Title of Invention)

1. (a) ☐ Enclosed is a new application.
- (b) ☒ Enclosed is a continuation-in-part application.
- (c) ☐ Enclosed is a copy of the prior application.
2. (a) ☐ Enclosed is a new Declaration.
- (b) ☐ Enclosed is a copy of the prior Declaration as originally filed.
3. (a) ☒ Applicant claims Small Entity status under 37 CFR 1.27.
- (b) ☐ A Small Entity Affidavit is of record in the prior application.
4. ☐ The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1)	(Col. 2)	SMALL ENTITY		OTHER THAN SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$370		\$740
TOTAL CLAIMS	26 - 20 =	6	× 9 =	\$ 54	× 18 =	\$
INDEP CLAIMS	4 - 3 =	4	× 42 =	\$ 42	× 84 =	\$
MULTIPLE DEPENDENT CLAIM PRESENTED <u>  X  </u> yes <u>  </u> no			+140 =	\$140	+280 =	\$
If the difference in Col 1 is less than zero, enter "0" in Col. 2			TOTAL	\$606	TOTAL	\$

5. ☐ The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. \_\_\_\_\_).
6. ☒ Our check in the amount of \$ 606.00 is enclosed.  
☐ The filing fee is NOT being submitted with this transmittal letter.
7. ☐ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)
8. ☐ Amend the specification by inserting before the first line the sentence:  
- This application claims priority to applications Serial No. \_\_\_\_\_ filed \_\_\_\_\_.
9. (a) ☒ Informal drawings are enclosed (11 sheets).  
(b) ☐ Formal drawings are enclosed.
10. (a) ☒ Priority of U.S. applications Serial Nos. 60/274,599 filed on March 9, 2001 in the United States of America and 09/500,376 filed on February 8, 2000 in the United States of America and is claimed under 35 U.S.C. 119/120.  
(b) ☐ The certified copy has been filed in prior application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_.
11. ☐ The prior application is assigned of record to \_\_\_\_\_
12. ☐ The power of attorney in the prior application is to:  
Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (a) ☐ The power appears in the original papers in the prior application.  
(b) ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.  
(c) ☐ A new power has been executed and is enclosed.  
(d) ☐ Address all future communications to:  

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP  
Four Embarcadero Center - Suite 3400  
San Francisco, California 94111-4187  
Tel.: (415) 781-1989  
Fax: (415) 398-3249
13. ☐ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
14. ☐ I hereby verify that the attached papers are a true duplicate of prior application Serial No. \_\_\_\_\_ as originally filed on \_\_\_\_\_.

Date: March 11, 2002

Signature: 

Todd A. Lorenz, Reg. No. 39754

Address of Signer:

FLEHR HOHBACH TEST  
ALBRITTON & HERBERT LLP  
4 Embarcadero Center - Suite 3400  
San Francisco, California 94111-4187  
Tel.: (415) 781-1989  
Fax: (415) 398-3249

☐ Attorney or agent of record

☒ Filed under Section 1.34(a)